

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Job Serebrov"

07/02/2006 10:28 AM

To psims@eac.gov

cc

Subject Please Change This

Peggy:

In the transcript, there is one serious mistake that must be changed immediately. On page 5 it indicates that I helped review and draft changes to the election code of Libya. It should be Namibia not Libya. The reason this is so serious if it stands is that at the time I reviewed Namibia's Code it was illegal for Americans to deal with Libya. I need to know that this has been corrected any ALL parties who have seen the transcript notified.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Tova Wang"

06/23/2006 01:04 PM

To dromig@eac.gov, psims@eac.gov

cc s [REDACTED]

Subject RE: May 18, 2006 Meeting

Wow, there are a lot of errors in this. But at least it gets at the substance. Will this be circulated to the commissioners?

-----Original Message-----

From: dromig@eac.gov [mailto:dromig@eac.gov]

Sent: Thursday, June 22, 2006 2:45 PM

To: psims@eac.gov

Cc: s [REDACTED]

019650

Subject: Fw: May 18, 2006 Meeting

Good news!!! The transcript is finally here.

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
202.566.2377 phone
202.566.3128 fax
www.eac.gov

----- Forwarded by Devon E. Romig/EAC/GOV on 06/22/2006 03:44 PM -----

"Carol J. Thomas Reporting" <carolthomasreporting@cox.net>

06/22/2006 03:24 PM

To dromig@eac.gov
cc jwilson@eac.gov
Subject May 18, 2006 Meeting

Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.

Timothy Brischler, Office Manager, 703.273.9221

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Tova Wang"

06/27/2006 12:26 PM

To psims@eac.gov, "Job Serebrov"
cc
Subject outline of final report

Does this work for you?

Tova Andrea Wang
Democracy Fellow
The Century Foundation

019651

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----

Margaret Sims /EAC/GOV

06/26/2006 04:38 PM

To "Tova Wang" <[REDACTED]>

cc dromig@eac.gov, [REDACTED]

Subject RE: May 18, 2006 Meeting

I wasn't planning on circulating the transcript to the Commissioners. Most of them probably don't have the time to go through the whole thing. I will let them know it is available, if they are interested in reviewing it.

--- Peggy

"Tova Wang" <[REDACTED]>



"Tova Wang"

[REDACTED]
06/23/2006 01:04 PM

To dromig@eac.gov, psims@eac.gov

cc [REDACTED]

Subject RE: May 18, 2006 Meeting

Wow, there are a lot of errors in this. But at least it gets at the substance. Will this be circulated to the commissioners?

-----Original Message-----

From: dromig@eac.gov [mailto:dromig@eac.gov]

Sent: Thursday, June 22, 2006 2:45 PM

To: psims@eac.gov

Cc: [REDACTED]

Subject: Fw: May 18, 2006 Meeting

Good news!!! The transcript is finally here.

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
202.566.2377 phone
202.566.3128 fax
www.eac.gov

----- Forwarded by Devon E. Romig/EAC/GOV on 06/22/2006 03:44 PM -----

"Carol J. Thomas Reporting" <carolthomasreporting@cox.net>

06/22/2006 03:24 PM

To dromig@eac.gov

cc jwilson@eac.gov

Subject May 18, 2006 Meeting

019652

Dear EAC,

Attached please note the ASCII file for the Voting Fraud-Voter Intimidation Meeting taken on Wednesday, May 18, 2006. Your transcript has been shipped to you.

ASCII file name: 051806.txt

Please let us know if you have any questions.

Timothy Brischler, Office Manager, 703.273.9221

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Job Serebrov"

06/27/2006 10:07 PM

To [REDACTED] psims@eac.gov
cc [REDACTED]

Subject Re: definition

I am ok with it.

--- Tova Wang [REDACTED] wrote:

> Is this OK now?
>
> Tova Andrea Wang
> Democracy Fellow
> The Century Foundation
> 41 East 70th Street - New York, NY 10021
> phone: 212-452-7704 fax: 212-535-7534
>
> Visit our Web site, <<http://www.tcf.org/>>
> www.tcf.org, for the latest news,
> analysis, opinions, and events.
>
> _____
>
> <<mailto:join-tcfmain@mailhost.groundspring.org>>
> Click here to receive our
> weekly e-mail updates.
>
>
>

019653

> > Click here to receive our
> > weekly e-mail updates.
> >
> >
> >
>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
>

To psims@eac.gov

cc

05/16/2006 01:41 PM

Subject RE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 12:34 PM

To: Donsanto, Craig

Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

To psims@eac.gov

cc

Subject RE: Your Materials

019654

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



Devon E. Romig/EAC/GOV

05/25/2006 02:37 PM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Summary for VFVI working group meeting

Peggy,

Here is the summary that you requested. Let me know if this works.

Thanks!

Devon Romig
United States Election Assistance Commission
1225 New York Ave. NW, Suite 1100
Washington, DC 20005
202.566.2377 phone
202.566.3128 fax
www.eac.gov



VFVI Meeting Summary.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----

Margaret Sims/EAC/GOV

05/16/2006 02:47 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject RE: Your Materials

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary went out.

My first concern is ensuring that the Working Group has the correct information. Then, we can deal with what version, *if any*, goes in the final report. Do you want me to excerpt the corrections from your email and submit them to the Working Group? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
v>

05/16/2006 01:41 PM

To psims@eac.gov

cc

019655



Subject RE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

019656

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

019657

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get0-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----

Margaret Sims /EAC/GOV

05/16/2006 03:14 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject RE: Your Materials

I fully understand. Do you want me to prepare a correction sheet for the Working Group, placing your second and more important point first, or do you want to handle this verbally at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>

05/16/2006 02:55 PM

To psims@eac.gov

cc

Subject RE: Your Materials

The first item is not as big a deal as the second one: the processes under which subjects of investigations come to Jesus is not as important as the overall assessment of our law enforcement achievements. But stressing the isolated test cases we brought - - and will continue to bring - - to deter things like felon voting, alien voting and double voting, which not mentioning such significant achievements as the five case PROJECTS mentioned in my last e-mail - - misrepresents what we are doing and the deterrent message we are trying to communicate.

I appreciate that these two young people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real concern is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 2:47 PM

To: Donsanto, Craig

Subject: RE: Your Materials

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new

019658

to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary went out.

My first concern is ensuring that the Working Group has the correct information. Then, we can deal with what version, *if any*, goes in the final report. Do you want me to excerpt the corrections from your email and submit them to the Working Group? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc
SubjectRE: Your Materials

019659

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

019660

Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
v>
05/23/2006 02:49 PM

To psims@eac.gov, "Voris, Natalie (USAEO)"
<Natalie.Voris@usdoj.gov>, "Hillman, Noel"
<Noel.Hillman@usdoj.gov>, "Simmons, Nancy"
<Nancy.Simmons@usdoj.gov>

cc

Subject Request to interview AUSAs

Peg --

At the Advisory Board meeting we had last week, your two contractors asked to interview the over-100 AUSAs who are serving as District Election Officers in connection with the Fraud study.

This request needs to be addressed to Natalie Voris of EOUSA per the message from here that follows.

If the contractors require additional information in connection with the Fraud Study, and should EOUSA not be able to satisfy their needs n they can communicate with me on criminal issues and Cameron Quinn on Civil Rights issues.

I will be here when you arrive later today at the Board of Advisors meeting

019661

when you arrive to talk to us at 4:30.

Ms. Voris' message follows:

Per the USAM, all requests for interviews/surveys/research projects that involve USAOs must be approved by EOUSA. I am pasting the provision below - the contact name needs to be updated. Requests should come to me, as the Acting Counsel to the Director.

Thanks,
Natalie

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Tova Wang"

05/24/2006 02:52 PM

To psims@eac.gov

cc

Subject press interview

Hi Peg,

Just wanted to give you the heads up that I did an interview with a reporter from The Hill today on fraud. As far as I know he is simply referring to me as a fellow at TCF and I did not discuss the project in any way

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----

Margaret Sims/EAC/GOV

05/24/2006 03:17 PM

To "Tova Wang" <wang@tcf.org>@GSAEXTERNAL

cc Jeannie Layson/EAC/GOV@EAC, bwhitener@eac.gov

Subject Re: press interview

Thanks for the "heads up". --- Peggy

"Tova Wang" [REDACTED]

019662

05/17/2006 03:03 PM

To Craig Donsanto

cc

Subject Status Report on Voting Fraud-Voter Intimidation Project

Craig:

This is what I was working on for the upcoming meetings of the EAC Board of Advisors and EAC Standards Board. --- Peggy



EAC Boards VF-VI Status Report.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Job Serebrov"

05/16/2006 09:25 AM

To psims@eac.gov

cc

Subject Re: Date Ranges for Research

Cases were from 2000 to the present.

--- psims@eac.gov wrote:

> Would you please refresh my memory about the date
> ranges used for the
> Nexis article research and the case law research?
> I'm drawing a blank and
> I don't see it in the summaries. I need it for this
> mornings Commissioner
> briefing. Thanks! --- Peggy

019663

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Tova Wang"

<wang@tcf.org>

05/15/2006 11:36 AM

To psims@eac.gov

cc

Subject: thursday

Is it OK if I come around 12:30 or so to make sure I have all my materials arranged properly for presentation? Thanks.

Tova Andrea Wang

Democracy Fellow

The Century Foundation

41 East 70th Street - New York, NY 10021

phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>

05/17/2006 10:59 AM

To psims@eac.gov

cc

Subject: RE: Report on Voting Fraud-Voter Intimidation Research

Peg --

This is a complicated issue largely because of two things: 1) there is a lot of ambiguity out there as to what constitutes "intimidation." To the civil rights community, "intimidation" means anything that makes voting uncomfortable or less than automatic. To us in the criminal law enforcement "intimidation" means threats of economic or physical nature made to force or prevent voting. Only the latter involve aggravating factors that warrant putting offenders in jail, and the statutes that address "intimidation" from a criminal perspective are thus limited. We have never had many "intimidation" criminal cases. For one thing, in this modern post voting rights era, there is not a lot of physical/economic duress out there in the voting context -- at least not that I have seen. For another, where it does occur it is very hard to investigate and detect as victims who have been physically or economically intimidated are not likely to come to the FBI.

The bottom line is that we take matters that do present predication for physical or economically based "intimidation" very seriously, AND that we are being extremely proactive in trying to find ways to prosecute matters involving voter suppression as in the Tobin cases in New Hampshire where the local GOP tried to jam telephone lines for a GOTV effort run by the Dems. But even there -- the usual "suppression" matter involves flyers that are passed around giving out misleading information about an election, and we have investigated every one of those that came to our attention last election cycle. We were not able to identify the person(s) responsible for printing the misleading flyers in any of these. But we sure as heck tried.

019664

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 17, 2006 9:57 AM
To: Donsanto, Craig
Subject: Report on Voting Fraud-Voter Intimidation Research

Craig:

I'm putting the finishing touches on a status report to the EAC Standards Board and EAC Board of Advisors on our Voting Fraud-Voter Intimidation research project. For the most part, I am using our consultants summaries for the report, but one bullet under the interview summaries is giving me heartburn. It is the bullet that references the decrease in DOJ voter intimidation actions. It is one of the places in which our consultants had indicated that your office is focussing on prosecuting individuals. I have reworded it and would like your feedback on the revision:

Several people indicate - including representatives from DOJ -- that for various reasons, the Department of Justice is bringing fewer voter intimidation and suppression cases now, and has increased its focus on matters such as noncitizen voting, double voting, and felon voting. While the Voting Section of the Civil Rights Division focuses on systemic patterns of malfeasance, the Election Crimes Branch of the Public Integrity Section has increased prosecutions of individual instances of felon, alien, and double voting while also maintaining an aggressive pursuit of systematic schemes to corrupt the electoral process.

Please suggest any changes that you think would further clarify the current approach. --- Peggy
--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM ---

Margaret Sims /EAC/GOV

05/15/2006 04:37 PM

To Voting Fraud-Voter Intimidation Working Group

cc jgreenbaum@lawyerscommittee.org,
vjohnson@lawyerscommittee.org,
dlovecchio@perkinscoie.com, bschuler@lathropage.com,
Craig.Donsanto@usdoj.gov

Subject Voting Fraud-Voter Intimidation Working Group

Dear Working Group Members and Participants:

You should receive a packet of information today, either by Federal Express or hand delivery, concerning Thursday's meeting of the project Working Group for EAC's Voting Fraud-Voter Intimidation research project. Attached is an analysis of the consultants' research into relevant literature and reports. This summary was not available when we prepared the information packets last Friday, but may be of interest to you. Our consultants and I look forward to having a productive discussion with you.

Regards,

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

019665

Sent: Tuesday, May 16, 2006 7:41 AM
To: wang@tcf.org; serebrov@sbcglobal.net
Subject: Date Ranges for Research

Would you please refresh my memory about the date ranges used for the Nexis article research and the case law research? I'm drawing a blank and I don't see it in the summaries. I need it for this mornings Commissioner briefing. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----

Margaret Sims/EAC/GOV

05/15/2006 06:41 PM

To "Craig Donsanto" <Craig.Donsanto@usdoj.gov>

cc

Subject Re: Voting Fraud-Voter Intimidation Working Group

It could be a Berry problem. (I occasionally have that problem with attachments I try to retrieve through my Blackberry.)

The attachment is a pdf file, but I have access to a Word version that I can use to insert text in an email tomorrow. I don't have access to the attachment from my Berry.

Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]

Sent: 05/15/2006 04:53 PM

To: psims@eac.gov

Subject: Re: Voting Fraud-Voter Intimidation Working Group

Peggy --

I am currently on train in trasit back from a day in Newark. I tried to recover your attachment on Blackberry but got a message telling me the "file is empty."

Can you paste it to an e-mail perhaps?

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>

To: barnwine@lawyerscommittee.org <barnwine@lawyerscommittee.org>;

Rbauer@perkinscoie.com <Rbauer@perkinscoie.com>; bginsberg@pattonboggs.com

<bginsberg@pattonboggs.com>; mhearne@lathropgage.com

<mhearne@lathropgage.com>; jrperez50@sbcglobal.net <jrperez50@sbcglobal.net>;

krogers@sos.state.ga.us <krogers@sos.state.ga.us>; assistant@sos.in.gov

<assistant@sos.in.gov>; weinutr@verizon.net <weinutr@verizon.net>

CC: jgreenbaum@lawyerscommittee.org <jgreenbaum@lawyerscommittee.org>;

019666

vjohnson@lawyerscommittee.org <vjohnson@lawyerscommittee.org>;
dlovecchio@perkinscoie.com <dlovecchio@perkinscoie.com>;
bschuler@lathropgage.com <bschuler@lathropgage.com>; Donsanto, Craig
<Craig.Donsanto@crm.usdoj.gov>
Sent: Mon May 15 16:37:48 2006
Subject: Voting Fraud-Voter Intimidation Working Group

Dear Working Group Members and Participants:

You should receive a packet of information today, either by Federal Express or hand delivery, concerning Thursday's meeting of the project Working Group for EAC's Voting Fraud-Voter Intimidation research project. Attached is an analysis of the consultants' research into relevant literature and reports. This summary was not available when we prepared the information packets last Friday, but may be of interest to you. Our consultants and I look forward to having a productive discussion with you.

Regards,

Peggy Sims
Election Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

019667



Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
v>
05/16/2006 03:17 PM
To psims@eac.gov
cc
Subject RE: Your Materials

Let me try to do it, Peg. Again what I do not want to see occur is for the LCCR to start attacking us. We have more in common with them than I had originally assumed, thanks to the write-ups of their interviews. We need to promote what we have in common not try to score political points. But I will try to correct the records as long as you will agree you heard what I said the way I know I said it!

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 3:14 PM
To: Donsanto, Craig
Subject: RE: Your Materials

I fully understand. Do you want me to prepare a correction sheet for the Working Group, placing your second and more important point first, or do you want to handle this verbally at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 02:55 PM

To psims@eac.gov
cc
Subject RE: Your Materials

019666

The first item is not as big a deal as the second one: the processes under which subjects of investigations come to Jesus is not as important as the overall assessment of our law enforcement achievements. But stressing the isolated test cases we brought - - and will continue to bring - - to deter things like felon voting, alien voting and double voting, which not mentioning such significant achievements as the five case PROJECTS mentioned in my last e-mail - - misrepresents what we are doing and the deterrent message we are trying to communicate.

I appreciate that these two young people may have found themselves in a Brave New World when they came over here. It showed in their questioning. But the fact that criminal law enforcement is not at all similar to preventative legal relief (as under the Voting Rights Act) or civil relief (as election contest litigation) is I guess more of a problem than I at first foresaw. My real concern is that the civil rights groups - - with whom we over here have an amazing amount of common grounds - - will take the singling out of the felon and alien voter cases as evincing a malevolent aggression on their constituencies. That is not the case. We are only enforcing the law.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 2:47 PM
To: Donsanto, Craig
Subject: RE: Your Materials

I think they are panicking because they are preparing to travel tomorrow and may not have time to submit a revised version. They also are resisting changes to their interview summaries because the summaries represent what they think they heard. I was there at the interview and I heard what you said. I'm not sure that either of them heard everything (including the nuances) because so much of the information was new to them and it was one of their earlier interviews. I'm sorry I did not catch the defects before the summary went out.

My first concern is ensuring that the Working Group has the correct information. Then, we can deal with what version, *if any*, goes in the final report. Do you want me to excerpt the corrections from your email and submit them to the Working Group? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 01:41 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials

019669

Sure. But where is the resistance coming from? The notes were not accurate. As you know, I have to be very concerned about that.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 12:34 PM
To: Donsanto, Craig
Subject: RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? -- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

Topsims@eac.gov
cc
Subject: RE: Your Materials

019670

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov
cc
SubjectYour Materials

019671

Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----

Margaret Sims /EAC/GOV

05/23/2006 08:45 AM

To "Tova Wang" [REDACTED]

cc

Subject RE: PowerPoint Presentation to EAC Boards [REDACTED]

I know --- I'll have to cover that in my oral presentation, along with some other points. The audience will have a copy of the paper I put together using Job's and your summaries and findings. The paper provides a lot more detail. We did not plan to provide a copy of the PowerPoint presentation, which is just meant to keep me on track and them interested in the presentation. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Tova Wang"

[REDACTED]
05/26/2006 10:41 AM

To psims@eac.gov, "Job Serebrov" [REDACTED]

cc

Subject RE: Request to interview AUSAs

I still think we should include the recommendations in the report

-----Original Message-----

019672

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Friday, May 26, 2006 9:30 AM
To: Tova Andrea Wang; Job Serebrov
Subject: Fw: Request to interview AUSAs

Below is Craig's response to the request to interview AUSAs. It does not appear that this avenue is likely because the AUSAs are so busy..

Also, he asked about permission for other folks to attend the election crimes training session, and the answer was "no". (I can't even get in, and I'm a federal employee.). I understand that a good part of the reason is practical -- they are having enough trouble accommodating the folks that are required to come.

Peggy

Sent from my BlackBerry Wireless Handheld

----- Original Message -----

From: "Donsanto, Craig" [Craig.Donsanto@usdoj.gov]
Sent: 05/23/2006 02:49 PM
To: psims@eac.gov; "Voris, Natalie (USAEO)" <Natalie.Voris@usdoj.gov>;
"Hillman, Noel" <Noel.Hillman@usdoj.gov>; "Simmons, Nancy"
<Nancy.Simmons@usdoj.gov>
Subject: Request to interview AUSAs

Peg --

At the Advisory Board meeting we had last week, your two contractors asked to interview the over-100 AUSAs who are serving as District Election Officers in connection with the Fraud study.

This request needs to be addressed to Natalie Voris of EOUSA per the message from here that follows.

If the contractors require additional information in connection with the Fraud Study, and should EOUSA not be able to satisfy their needs n they can communicate with me on criminal issues and Cameron Quinn on Civil Rights issues.

I will be here when you arrive later today at the Board of Advisors meeting when you arrive to talk to us at 4:30.

Ms. Voris' message follows:

Per the USAM, all requests for interviews/surveys/research projects that involve USAOs must be approved by EOUSA. I am pasting the provision below - the contact name needs to be updated. Requests should come to me, as the Acting Counsel to the Director.

Thanks,
Natalie

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

019673

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----

Margaret Sims/EAC/GOV

05/16/2006 03:50 PM

To "Tova Wang" [REDACTED]

cc

Subject Re: board of advisers presentation [REDACTED]

I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy



EAC Board Status Report.doc

"Tova Wang" [REDACTED]



"Tova Wang"

05/16/2006 03:47 PM

To psims@eac.gov

cc

Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow. Tova

Tova Andrea Wang

Democracy Fellow

The Century Foundation

41 East 70th Street - New York, NY 10021

phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----



"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>

v>

05/17/2006 03:24 PM

To psims@eac.gov

cc

Subject RE: Status Report on Voting Fraud-Voter Intimidation Project

019674

Thank you, Peg. This is at least more accurate than what I read this morning. Thank you for taking the time to discuss this with me. I shall see you tomorrow.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Wednesday, May 17, 2006 3:04 PM
To: Donsanto, Craig
Subject: Status Report on Voting Fraud-Voter Intimidation Project

Craig:

This is what I was working on for the upcoming meetings of the EAC Board of Advisors and EAC Standards Board. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM ---



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
>

To psims@eac.gov

cc

05/17/2006 01:23 PM

Subject Re: Report on Voting Fraud-Voter Intimidation Research

Peggy -- can you call me about this in about an hour?

202-514-1421.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>
To: Donsanto, Craig <Craig.Donsanto@crm.usdoj.gov>
Sent: Wed May 17 09:56:39 2006
Subject: Report on Voting Fraud-Voter Intimidation Research

Craig:

I'm putting the finishing touches on a status report to the EAC Standards Board and EAC Board of Advisors on our Voting Fraud-Voter Intimidation research project. For the most part, I am using our consultants summaries for the report, but one bullet under the interview summaries is giving me heartburn. It is the bullet that references the decrease in DOJ voter intimidation actions. It is one of the places in which our consultants had indicated that your office is focussing on prosecuting individuals. I have reworded it and would like your feedback on the revision:

Several people indicate - including representatives from DOJ -- that for various reasons, the Department of Justice is bringing fewer voter intimidation and suppression cases now, and has increased its focus on matters such as noncitizen voting, double voting, and felon voting. While the Voting

019675

Section of the Civil Rights Division focuses on systemic patterns of malfeasance, the Election Crimes Branch of the Public Integrity Section has increased prosecutions of individual instances of felon, alien, and double voting while also maintaining an aggressive pursuit of systematic schemes to corrupt the electoral process.

Please suggest any changes that you think would further clarify the current approach. --- Peggy

019676



"Tova Wang"

05/24/2006 09:14 AM

To psims@eac.gov

cc

Subject presentation

How did it go? Were you able to verbally correct that discrepancy we talked about the other day?
Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:48 PM -----

Margaret Sims /EAC/GOV

05/16/2006 08:41 AM

To Tova Andrea Wang, Job Serebrov

cc

Subject Date Ranges for Research

Would you please refresh my memory about the date ranges used for the Nexis article research and the case law research? I'm drawing a blank and I don't see it in the summaries. I need it for this mornings Commissioner briefing. Thanks! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Tova Wang"

05/16/2006 11:50 AM

To psims@eac.gov

cc

Subject RE: Corrections

I still think its sufficient for him to raise the points verbally. All of the interview summaries reflect what Job and I both understood the interviewees to say. This really opens to the door to people making, as Job says, "corrections"

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 10:47 AM

019677

"Tova Wang" [REDACTED]

05/24/2006 09:14 AM

To psims@eac.gov

cc

Subject presentation

How did it go? Were you able to verbally correct that discrepancy we talked about the other day?
Thanks. Tova

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

019678

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Tova Wang" [REDACTED]

05/16/2006 05:08 PM

To psims@eac.gov

cc

Subject RE: board of advisers presentation

This looks fine otherwise, but I'm not sure I understand why you included the attachments you did. They are not really representative of what we did for the project as a whole. The summaries are just meant to supplement the nexis excel charts.

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 2:51 PM

To: [REDACTED]

Subject: Re: board of advisers presentation

I haven't sent it yet. If you need to leave early, you can look at what I have so far, which does not have the intro or the text regarding the final report. --- Peggy

"Tova Wang" [REDACTED]

05/16/2006 03:47 PM

To psims@eac.gov

cc

Subject board of advisers presentation

Hi Peg, Have you tried to send me the presentation? I haven't gotten it, but I think we may be having email problems. Let me know. I'd need to look at it today since I'll be tied up tomorrow.
Tova

019679

Tova Andrea Wang
Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Donsanto, Craig"
<Craig.Donsanto@usdoj.gov>
v>

To psims@eac.gov

cc

05/16/2006 12:06 PM

Subject RE: Your Materials

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, May 16, 2006 11:27 AM
To: Donsanto, Craig
Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov

cc

SubjectYour Materials

Peg --

I have read over the materials you sent to me and viewed the pieces on the CD.

019680

I have only one correction:

I did not say that offenders who receive target letters routinely request -- or routinely receive -- audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----

Margaret Sims /EAC/GOV

05/16/2006 12:34 PM

To "Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject RE: Your Materials

Craig:

I am getting some resistance from my consultants to correcting the summary of the interview prior to the meeting. Would you mind noting the corrections at the meeting? --- Peggy

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>



"Donsanto, Craig"

<Craig.Donsanto@usdoj.gov>

05/16/2006 12:06 PM

To psims@eac.gov

cc

Subject RE: Your Materials

Thank you, Peg. This stuff is very interesting.

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, May 16, 2006 11:27 AM

To: Donsanto, Craig

Subject: Re: Your Materials

I have forwarded your message to our consultants and have requested a corrected version for distribution at the WG meeting. --- Peggy

019681

"Donsanto, Craig" <Craig.Donsanto@usdoj.gov>

05/16/2006 10:46 AM

Topsims@eac.gov
cc
Subject: Your Materials

Peg - -

I have read over the materials you sent to me and viewed the pieces on the CD.

I have only one correction:

I did not say that offenders who receive target letters routinely request - - or routinely receive - - audiences here at DOJHQ. That is very rare. Instead, what usually happens is that once a subject for an election fraud investigation is advised that he or she is going to be charged that person usually enters into plea negotiations and ultimately pleads guilty. Very few federal election fraud cases go to trial. When a subject does request a HQ interview or a HW hearing, it would be held in the first instance by myself. But again, Peg, that is rare.

Also, while the occurrences of prosecutions of isolated instances of felons and alien voters and double voters has increased, we still aggressively and I believe quite successfully pursue systematic schemes to corrupt the electoral process, as the cases we brought recently out of Knott and Pike Counties in Kentucky, those we brought out of Lincoln and Logan Counties in West Virginia, and those we brought in New Hampshire growing out of the jamming of get-out-the-vote phone bank lines attest.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Job Serebrov"

05/16/2006 11:13 AM

To "Tova Wang" [REDACTED]@eac.gov
cc

Subject: Corrections

I don't think anyone should be given the opportunity to correct mistakes.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----

019682



Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----
"Job Serebrov" [REDACTED]

05/16/2006 11:06 AM

To psims@eac.gov

cc

Subject Re: Question

OK. Weather is not going to be great in DC Thursday. I hope that does not delay me.

--- psims@eac.gov wrote:

> We don't need a castle key, but we have to wait
> until the Chairman returns
> to the office tomorrow to confirm availability of
> the parking pass. I
> expect you will be on the road, then. Try calling
> me our toll-free line
> (1-866-747-1471) tomorrow afternoon, say after 2 PM
> EST, so that we can
> talk about this. --- Peg

>

>

>

>

> "Job Serebrov" [REDACTED]
> 05/15/2006 09:56 AM

>

> To

> psims@eac.gov

> cc

>

> Subject

> Re: Question

>

>

>

>

019683

>
>
> Did you find out whether I can use the Chairman's
> parking spot?
>
> --- psims@eac.gov wrote:
>
> > You will need to submit hotel and parking
> receipts.
> > You don't need to submit meal receipts. You don't
> > need to submit gas receipts because use of a
> > personally owned vehicle (POV) is reimbursed based
> > on mileage. I think I emailed the mileage rate to
> > you. If you need it again, I'll look it up when I
> am
> > at the office (this afternoon).
> > Peg
> >
> > -----
> > Sent from my BlackBerry Wireless Handheld
> >
> >
> > ----- Original Message -----
> > From: "Job Serebrov" [REDACTED]
> > Sent: 05/12/2006 09:05 PM
> > To: psims@eac.gov
> > Subject: Question
> >
> > Peg:
> >
> > Since I am driving to DC, besides hotel receipts,
> do
> > you want me to keep my gas receipts or how will my
> car
> > use be compensated? Also, I assume I don't have
> to
> > retain food receipts.
> >
> > Job
> >
> >
> >
>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Tova Wang"

[REDACTED]
05/15/2006 09:07 AM

To psims@eac.gov
cc dromig@eac.gov
Subject I'm sorry

019684

> Subject: Re: New Working Group Member
 >
 > Ben Ginsberg is one of the most respected election
 > law attorneys in the country. Great choice.
 >
 > -----
 > Sent from my BlackBerry Wireless Handheld
 >
 >
 >
 > ----- Original Message -----
 > From: Margaret Sims
 > Sent: 05/12/2006 04:04 PM
 > To: pdegregorio@eac.gov
 > Cc: CN=Amie J. Sherrill/OU=EAC/O=GOV@EAC
 > Subject: New Working Group Member
 >
 > FYI - The person I mentioned as a replacement for
 > David Norcross, who was
 > unavailable, could not attend or Voting Fraud-Voter
 > Intimidation Working
 > Group meeting. Our consultant, Job Serebrov,
 > suggested Benjamin Ginsberg,
 > who is willing. I'm sorry I could not check with
 > you on this beforehand
 > --- things happened so fast! --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----

Margaret Sims/EAC/GOV

05/22/2006 04:55 PM

To Tova Andrea Wang, Job Serebrov

cc

Subject PowerPoint Presentation to EAC Boards

FYI - Attached is a copy of the PowerPoint presentation on the voting fraud-voter intimidation research project for tomorrow's meetings of the EAC Standards Board (110 state and local election officials) and the EAC Advisory Board (37 representatives from national associations and government agencies who play a role in HAVA implementation and from science and technology-related professions appointed by Congressional members). I used your summaries as the primary source of information for the presentation. --- Peggy



VF-VI Project Presentation.ppt

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----

Tamar Nedzar/EAC/GOV

05/18/2006 04:36 PM

To cdonsanto@usdoj.gov, weinutr@verizon.net,
 assistant@sos.in.gov, krogers@sos.state.ga.us,
 jrperez50@sbcglobal.net, mhearme@lathropgage.com,
 bginsberg@pattonboggs.com, Rbauer@perkinscoie.com,
 barnwine@lawyerscommittee.org, serebrov@sbcglobal.net,
 wang@tcf.org

cc Margaret Sims/EAC/GOV@EAC, Edgardo
 Cortes/EAC/GOV@EAC, Juliet E.

019685

Thompson-Hodgkins/EAC/GOV@EAC
Subject Senate and House Conference Reports

All,

As discussed in the meeting today, please find attached the House and Senate Conference Reports associated with the passage of HAVA. In each document, the word "fraud" is capitalized, bolded, and highlighted.

Kind Regards,

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov



House Conference Report.doc



Senate Conference Report.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Tova Wang"

05/23/2006 09:23 AM

To psims@eac.gov

cc

Subject RE: PowerPoint Presentation to EAC Boards

OK, thanks

-----Original Message-----

From: psims@eac.gov [<mailto:psims@eac.gov>]

Sent: Tuesday, May 23, 2006 7:46 AM

To: wang@tcf.org

Subject: RE: PowerPoint Presentation to EAC Boards

I know --- I'll have to cover that in my oral presentation, along with some other points. The audience will have a copy of the paper I put together using Job's and your summaries and findings. The paper provides a lot more detail. We did not plan to provide a copy of the PowerPoint presentation, which is just meant to keep me on track and them interested in the presentation. --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----



"Tova Wang"

To psims@eac.gov

019686

Peggy:

The package came today. Thanks. See you Thursday.

Barry

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 01:47 PM -----

Margaret Sims /EAC/GOV

05/15/2006 01:56 PM

To "Weinberg and Utrecht"

cc [REDACTED]

Subject Re: Voting Fraud-Voter Intimidation [REDACTED]

Barry:

Would you please take a moment to review the draft definition of election fraud? One of our consultants is concerned that it does not sufficiently cover violations of the Voting Rights Act that would qualify. Thanks!
--- Peggy

"Weinberg and Utrecht" [REDACTED]

019687

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

11/18/2005 04:51 PM

To psims@eac.gov

cc "Job Serebrov"

Subject information you requested

Hi Peg,

Attached please find our joint working definition of voter fraud and intimidation.

This is also to let you know that Job and I have agreed that I may speak with political and social scientists with expertise in methodology and data collection alone.

Finally, the types of expenses that we are incurring unrelated to travel include such items as long distance phone calls, particularly between Job and myself, but also between me and the political scientists mentioned above; and books such as John Fund's "Stealing Elections," Andrew Gumbel's "Stealing the Election," and "Deliver the Vote: A History of Election Fraud, an American Political Tradition-1742-2004" by Tracy Campbell, which cost in the \$25 range each. I also ordered the 2005 National Directory of Prosecuting Attorneys for \$50. Another potential expense might be shipping fees if we want to exchange material that cannot be emailed. Please let us know how you would like us to arrange for reimbursement for such expenses.

Thanks.

019638

Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

Click here to receive our weekly e-mail updates.



combined defining Fraud.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

10/03/2005 10:08 AM

To psims@eac.gov
cc

Subject Mettings

Peggy:

Just spoke with Tova. We would like to have a three way telephone conference with you this week if possible. The best dates for our face to face are Oct 24th or 28th. Please let me know what works for you.

Talk with you when you get answers to my questions.

Regards,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

12/09/2005 12:21 PM

To psims@eac.gov,
cc

Subject Request

Peggy & Tova:

Can you send us the names of the members of the Working Group once they are finalized?

Tova how about discussing the interview list early

019639

next week and at that time we can also discuss theme topics.

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

11/16/2005 06:11 PM

To psims@eac.gov

cc

Subject Re: Moving Along

Peggy:

Friday is best for me to teleconference.

Job

--- psims@eac.gov wrote:

> Dear Tova and Job:
>
> Rest assured that I have not ignored your emails.
> We have a lot going on
> around here, and have had to use a triage system to
> tackle all of the
> things that currently need our attention. I
> understand that Julie has
> responded to Tova's question about the September
> monthly report,
> indicating that the nomenclature refers to work done
> in September, not a
> monthly report due in September. Here are responses
> to other questions
> you have raised, and some concerns of mine:
>
> Teleconference - We do need a teleconference this
> week to discuss some
> procedural issues and any remaining concerns that
> you may have. At the
> moment, my schedule for the remainder of the week is
> flexible. When would
> a teleconference be convenient for you two?
>
> Working Group - I am circulating your lists of
> possible working group
> members to our Commissioners for review and comment.
> I will get back to
> you as soon as I have heard from everyone. This may
> take awhile, probably
> through the end of November, as one of our
> Commissioners is out of the
> office for an extended period due to a death in the
> family.
>

019690

- > Revised Workplan - Due to political sensitivities
- > regarding this project,
- > it is more important than usual that you act as a
- > team. I noticed several
- > instances on the revised workplan where only one of
- > you is scheduled to be
- > involved. While it seems to me that it would be OK
- > for one or the other
- > to take the lead on a particular aspect of the work
- > (e.g.; developing
- > Westlaw search terms, drafting a research
- > instrument, or setting up
- > interviews), it is very important that both of you
- > be involved in making
- > final decisions on the information gathering process
- > and in the resulting
- > information gathering effort (e.g.; finalizing the
- > Westlaw search terms
- > and reviewing the search results; finalizing the
- > proposed research
- > instrument, administering the survey, and reviewing
- > the survey responses;
- > and conducting interviews).
- >
- > DOJ Contact - I am working through the DOJ
- > bureaucracy to obtain the
- > input we need from the Election Crimes Branch. I
- > have spoken to the
- > career attorney I mentioned in previous
- > teleconferences, Craig Donsanto.
- > He is very interested in providing information and
- > perspectives that will
- > be useful to the project; but may have to obtain his
- > superior's permission
- > to participate. I will keep you posted on my
- > efforts. Once we have
- > access to him, it will be important to schedule an
- > initial interview at
- > the earliest time convenient for him and the two of
- > you.
- >
- > Contacting Other EAC Contractors - Questions for
- > other EAC contractors
- > need to be fielded through me. I realize this may
- > seem cumbersome, but
- > there are a number of reasons for this, some
- > involving contractual issues,
- > some procedural and policy issues. I will have to
- > coordinate our
- > activities on this project with the EAC project
- > manager for the other EAC
- > research project(s). Together, we will ascertain
- > what the other
- > contractors already have provided to EAC that may
- > answer your questions,
- > perhaps without an interview being necessary, or if
- > the research is not
- > far enough along to provide the information you
- > seek.
- >
- > Peggy Sims

> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



12/20/2005 08:52 PM

To "Job Serebrov" [REDACTED]
tnedzar@eac.gov
cc psims@eac.gov

Subject Re: Today's Searches

Somehow I did not get the original email with the search results. Would someone please send them to me? Thanks. Tova

----- Original Message -----

From: "Job Serebrov" <serebrov@sbcglobal.net>
To: <tnedzar@eac.gov>; <wang@tcf.org>
Cc: <psims@eac.gov>
Sent: Tuesday, December 20, 2005 8:15 PM
Subject: Re: Today's Searches

> Tamar:
>
> This looks real good. Thanks for the excellent effort.
> I know this has not been the easiest assignment.
>
> Job
>
> --- tnedzar@eac.gov wrote:
>
>> Tova and Job,
>>
>> Please find below today's results. I modified the
>> searches in Lexis so
>> that the files now include the case summaries as
>> well as headnotes. I'll
>> keep plugging away tomorrow. Please be in touch if
>> you have any questions.
>>
>>
>> Thank you,
>>
>> Tamar Nedzar
>> Law Clerk
>> U.S. Election Assistance Commission
>> 1225 New York Avenue, NW Suite 1100
>> Washington, DC 20005
>> (202) 566-2377
>> http://www.eac.gov

019692

>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Tamar Nedzar/EAC/GOV
12/20/2005 09:45 AM

To "Job Serebrov"
cc [REDACTED] GSAEXTERNAL
[REDACTED] Margaret Sims/EAC/GOV@EAC
Subject Re: Cases

Job,

I was using Lexis because I don't have inter-semester access to Westlaw. In addition, Westlaw does not allow me to restrict to specific dates. However, I called the dean of my school this morning and he granted me access to Westlaw for the break on a limited basis, so I will start fresh with the terms.

In the student version of Westlaw, I can choose cases in the past 3 or 10 years, but cannot select a date range. I will use the 10 year limitation unless you write to tell me otherwise.

I'll send results tonight.

Thanks,

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov
"Job Serebrov" <serebrov@sbcglobal.net>



"Job Serebrov"
[REDACTED]
12/19/2005 09:30 PM

To TNedzar@eac.gov
cc [REDACTED]
Subject Cases

Tamar:

I received your first Zip File today and there is another major problem. These look like Lexis and not Westlaw searches. The way this material is presented it is impossible to tell what is going on. I stated in

019693

my last e-mail that I wanted you to use Westlaw because you can pull up a short case evaluation for each case. These are no good to us without these evaluations. The evaluations list the parties, a short statement of facts and a short summary of the court's holding. I can only evaluate these cases with such a summary. Sorry to send you back to the drawing board but better now then after you substantially completed the assignment. If you can get these kind of evaluations with Lexis then go ahead but if not you need to use Westlaw.

Regards,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



[REDACTED]
12/24/2005 11:00 AM

To psims@eac.gov
cc "Job Serebrov" [REDACTED]
Subject need to talk again

Hi Peg,

Hope you're enjoying the holiday weekend. Job and I are having a bit of a disagreement about how we should be handling the existing research materials and would like to briefly discuss this with you. Are you available on Tuesday morning? We are both available until 11:30 am. Thanks so much.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims /EAC/GOV

12/27/2005 12:11 PM

To [REDACTED]
cc "Job Serebrov" [REDACTED]
Subject Re: need to talk again

Oops! I had an appointment Tuesday morning and did not see your message until after Noon. (When I have my Blackberry, I will be able to respond more promptly.) Are you two available any other time today? I will be out of the office Wednesday through Monday, but will be back in the office Tuesday afternoon. --- Peggy



[REDACTED]
12/24/2005 11:00 AM

To psims@eac.gov
cc "Job Serebrov" [REDACTED]

019694



Subject need to talk again

Hi Peg,

Hope you're enjoying the holiday weekend. Job and I are having a bit of a disagreement about how we should be handling the existing research materials and would like to briefly discuss this with you. Are you available on Tuesday morning? We are both available until 11:30 am. Thanks so much.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

12/19/2005 03:53 PM

To psims@eac.gov, [REDACTED]

cc

Subject FYI

The following file folders on the disc you sent me were empty:

Misleading Ex-felon Voting Right

Non-Citizen Voting

Wrongful Removal of Eligiable Voters from Registration Lists

If they were blank file folders, why were they included?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

12/08/2005 11:25 AM

To psims@eac.gov

cc

Subject RE: FW: Commission Consensus on Working Group

I would at least like to have input on the local election official. I also need a bit of time to think about the state official, because I'm not sure Cathy Cox will do it. So I need to consider a back-up. Thanks. Tova

-----Original Message-----

019695

> > email: psims@eac.gov
> >
> >
> >
> >
> >
> >
> >

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

11/03/2005 05:28 PM

To psims@eac.gov

cc

Subject RE: Tuesday

That's great. I'll probably come by between 2 and 3 if thats ok. I look forward to seeing you, even if only briefly. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Thursday, November 03, 2005 5:23 PM

To: v [redacted]

Subject: re: Tuesday

Tova:

I should be available during the mid to late afternoon, provided we are not besieged with election-related calls. Regardless, I can provide the file with the news clippings for your review.

--- Peggy

"Tova Wang" [redacted]

11/03/2005 02:00 PM

To psims@eac.gov

cc

Subject tuesday

019096

Hi Peg,

I will be down in DC next Tuesday for a meeting. I wonder if it would be useful for me to come by -- I think you mentioned at one point you had a big collection of articles. It would be great to be able to take a look at them. I'm available mid to late afternoon. Let me know.

Any word on the contract situation?

Thanks.

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Craig.Donsanto@usdoj.gov"

"
<Craig.Donsanto@usdoj.gov
>"

To "psims@eac.gov" <psims@eac.gov>

cc

12/06/2005 04:34 PM

Subject RE: Voting Fraud-Preliminary Research

I'd be delighted! Will you be coming as well (I hope)?

Please refresh my recollection when this gets closer in time -- i.e. after New Years.

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, December 06, 2005 4:27 PM
To: Donsanto, Craig
Subject: Voting Fraud-Preliminary Research

Craig:

The Chair gave me your response. I'm pleased, to say the least! Would you be available for an hour or so on January 13 (a Friday) to talk with our two

019697

consultants when they are in town? If so, when would be most convenient for you? Would you prefer that I accompany them, or are you willing to take them on alone?

Also, would you prefer that our consultants forward any information requests through me (both before and after their meeting with you), or may I provide your contact information so that they can make their requests directly? Already, I have received a request for any related statistical data you may have. I have given them a copy of the January 1995 version of your Federal Prosecution of Election Offenses.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

11/29/2005 02:25 PM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Teleconference With Legal Clerk and Intern

I am available any of those times. Remind us of their names again please? Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, November 29, 2005 2:18 PM

To: [REDACTED]

Subject: Teleconference With Legal Clerk and Intern

Tova and Job:

Are you two available for a teleconference with our Law Clerk and Intern tomorrow at either of the times listed below?

Between 12 and 1 PM EST; or

Any time between 3:30 and 5:30 PM EST

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127

019698

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims/EAC/GOV

11/29/2005 03:18 PM

To "Tova Wang" <[REDACTED]>

cc s [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern 

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list. that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot

Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov



Ponencia%20Dr.%20Craig%20Donsanto.%20VOTER.FRAUD.MEXICO%2009-27.pdf

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang" <[REDACTED]>

To "Job Serebrov" <[REDACTED]>, psims@eac.gov

019699

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims/EAC/GOV

10/05/2005 01:19 PM

To: Job Serebrov

cc

Subject: Teleconference Today

Job:

This is just to remind you that I will be calling today at 4:00 PM EST (3:00 PM CST). --- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Tamar Nedzar/EAC/GOV

11/30/2005 05:25 PM

To: [REDACTED]

cc: Margaret Sims/EAC/GOV@EAC

Subject: Search Results Example



Tova and Job,

It was good to talk to you today. Hope you are doing well. I've attached my African American search results below. It encompasses all of the terms you suggested having to do with African Americans.

The following is a search I used to truncate words and combine terms, but I still got a large number of results:

Vot! and deny and black or vot! and black and challenge or vot! and black and reject or vot! and black or vot! And deny and African w/s American or vot! And African w/s American and reject or challenge or vot! And African w/s American or election and black and deny or challenge or reject or election and black or election and African w/s American and deny or challenge or reject or election and African w/s American or ballot and security and black or ballot and security and African w/s American or black and vot! And suppress! Or African w/s American and vot! And suppress or African w/s and disenfranchis! or black and disenfranchis!

If this search yields useful cases for you, I can continue searching using the same strategy. If not, please provide me with additional guidelines and I will do my best!

Please feel free to contact me should you have any questions or need additional information.

Thank you,
Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>

019700

The Century Foundation

41 East 70th Street - New York, NY 10021

phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

10/03/2005 05:25 PM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peggy:

We needed to schedule the face to face meeting for Oct 28. Talk with you on Weds.

Job

--- psims@eac.gov wrote:

- > I will initiate the calls to you two on Wednesday.
- > The number I have for [REDACTED]
- > Tova is [REDACTED] For Job, I have [REDACTED]
- > Let me know if I [REDACTED]
- > should use a different number for you on Wednesday.
- >
- > Thanks, Tova, for the copy of the draft workplan you provided to Karen.
- > I'll take a look at it and, hopefully, provide some feedback on Wednesday.
- > I have not yet caught up to all the paperwork and emails that preceded my assignment to this project. Karen just handed me a folder full of documents that should help.
- >
- > I think you may have received an email from Nicole Mortellito regarding an October 14 meeting. If you two cannot come in person but can attend via phone, just let me know. Nicole's message has information regarding hotel rates that conflicts with what I've just sent you. I've asked her to double check her information because I have another contractor that has had no problem obtaining government rate at hotels.
- >
- > Yes, you will be paid on a monthly basis. You can

019701

> file your first invoice
> on October 25, according to Diana Scott.
>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>
>
>
>
> "Tova Wang" [REDACTED]
> 10/03/2005 05:54 PM
>
> To
> psims@eac.gov, [REDACTED]
> cc
> ggilmour@eac.gov
> Subject
> RE: Voting Fraud Teleconference-Meeting-Work
> Schedule
>
>
>
>
>
> Peg, This all sounds good. Will you be calling us
> on Wednesday?
>
> I should not need a hotel for the 28th. Just let me
> know what time. Are
> there expense forms we should have for
> reimbursement?
>
> On the work product, we did send Karen a very
> preliminary draft of a work
> plan. I attach it again here and we can talk about
> it more on Wednesday.
>
> My only money question is, are we being paid on a
> monthly basis? And if
> so, when does that begin? I assume this all is in
> the contracts we'll be
> getting...
>
> Thanks.
>
> Tova
> -----Original Message-----
> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, October 03, 2005 2:48 PM
> To: [REDACTED]
> Cc: ggilmour@eac.gov
> Subject: Voting Fraud Teleconference-Meeting-Work
> Schedule

019702

>
>
> Tova and Job:
>
> Teleconference -
> Let's schedule the teleconference for 4:00 PM on
> Wednesday, October 5.
> Gavin Gilmour will join us.
>
> Meeting -
> October 28 is fine for the face-to-face meeting in
> DC. We have allocated
> \$5,000 to each of you to cover reasonable and
> necessary travel and other
> incidental expenses. Expenses claimed for
> reimbursement need to be
> itemized, with appropriate receipts provided. You
> should be able to
> obtain the Federal government rate at an area hotel
> (if you plan to stay
> overnight). If the hotel needs a letter from EAC
> (in lieu of showing them
> your signed contract), just let me know. Airlines
> apparently no longer
> honor government rates for government contractors.
> Rail carriers may
> provide government rates for government contractors.
> If you drive, the
> current government rate for a personally owned
> vehicle (POV) is 48.5 cents
> per mile.
>
> Deliverables -
> The first item on the list of deliverables is the
> draft project workplan,
> which is due ASAP after award. Would it be possible
> for the two of you to
> deliver a draft workplan to me via email by 10/11?
> That would be after we
> have had our teleconference to work out lingering
> questions.
>
> Questions for Finance -
> If you have questions for our Finance Officer, you
> can reach her via email
> at dscott@eac.gov. I would appreciate it if you
> would cc: me on such
> emails, so that I know to follow up with her.
>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>

019703

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

11/28/2005 05:30 PM

To "Job Serebrov" [REDACTED] psims@eac.gov

cc

Subject word searches

In the course of compiling a list of search terms for the nexis research, I thought of some major omissions to the WESTLAW list.

Everywhere we have a term such as African American and or Latino and
we should also have the following:

Asian American (and if possible, Chinese, Korean, Vietnamese)
Native American
Indian
Indian Country

Moreover, everywhere we have poll worker or poll inspector we should also have the following:

Poll judges
Poll monitors
Poll observers

Let me know if you want me to re-do the list.

Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

11/29/2005 04:02 PM

To psims@eac.gov

cc [REDACTED]

Subject RE: Teleconference With Legal Clerk and Intern

019704

Can you give us a better idea of the other EAC research projects that you think we might overlap with if we include these activities? Job and I had strong reasons for what we did and did not include and how we wanted to frame the term fraud, so we do indeed need to discuss this -- perhaps before or after the discussion with Tamar and Devon?

Thanks. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, November 29, 2005 3:18 PM

To: [REDACTED]

Cc: [REDACTED]

Subject: RE: Teleconference With Legal Clerk and Intern

The Law Clerk's name is Tamar Nedzar. She is very sharp. Our intern's name is Devon Romig.

Tamar has the most recent lists of search terms and may have questions about them. Devon will need to know how you want the press clippings sorted by type of voting fraud. I think we need to give her a specific list. that, I hope, will not overlap. For example, do you want her to sort using the term Absentee Ballot

Fraud when that can involve voter intimidation/coercion/undue influence, vote buying, ballot tampering, and ballot box stuffing (by voting in the name of another or under a fictitious name).

We need to discuss this because I am concerned that we currently do not have a full written description of what does and does not constitute voting fraud and voter intimidation. The current written definition excludes voter registration shenanigans; yet, voter registration applications submitted with fictitious names or that falsely affirm eligibility to vote are considered election crimes that can have an impact on election results. Specifically, they are used in schemes to vote more than once or to have ineligible persons participate in voting. Also, an increasing number of States are including as an election crime the knowing and willful destruction of voter registration applications by voter registration drives and their failure to transmit such applications to the election office in a timely manner.

If we define voting fraud as any illegal act that has a clear and direct distorting impact on the election results, then administrative mistakes that violate federal or State law could be included. For federal elections, administrative mistakes definitely are not considered voting fraud. The examples provided for "de facto" fraud and "quasi" fraud also are not likely to be considered part of voting fraud and voter intimidation without evidence that there also is ballot box stuffing, vote buying, tampering with ballots or vote tallies, voter intimidation, etc. Although a number of things other than voting fraud and voter intimidation can (and do) distort election results, EAC is handling such issues under separate research efforts.

For your information, I have attached a speech presented by Craig Donsanto (complete with typos) that addresses the issue of defining voting fraud. Perhaps it will be of interest to you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005

019705

Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims/EAC/GOV

12/19/2005 05:10 PM

To "Job Serebrov"

cc [REDACTED]

Subject Re: FYI [REDACTED]

Job:

Devon set up the folders before she completed her review of the articles. I saw that the folders were empty, but did not ask her to remove them. If you copy the CD contents to a file on your computer, you may yet use the empty folders to file relevant articles found subsequent to Devon's sorting. For example, I have a few recent articles that I will send via email. When we come across articles that belong in the empty folders, we can put them there. --- Peggy

"Job Serebrov" <serebrov@sbcglobal.net>



"Job Serebrov"

12/19/2005 03:53 PM

To psims@eac.gov, [REDACTED]

cc

Subject FYI

The following file folders on the disc you sent me were empty:

Misleading Ex-felon Voting Right

Non-Citizen Voting

Wrongful Removal of Eligible Voters from Registration Lists

If they were blank file folders, why were they included?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

11/08/2005 03:40 PM

To psims@eac.gov

019706



cc

Subject Various

Peggy:

Tova and I will need copies of your vote fraud literature file. Also, do you want a one liner on all of the people proposed for the working group or just the three that we are recommending for the final group?

Any work from Gavin?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebroy"

11/15/2005 12:34 PM

To psims@eac.gov

cc

Subject One or More Line Info Bios

Peggy:

I am requesting that we be able to have four instead of three from each side. I have four very good people who have a lot of experience in this area. I left you a telephone call on this matter. I know we have to watch the budget but one of my picks is in DC and will not cost much if anything to get to meetings. I know that Tova also had Dc people that she could add as a fourth.

Job



Working Group One Line Info.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Tamar Nedzar/EAC/GOV

12/20/2005 05:53 PM

To

cc Margaret Sims/EAC/GOV@EAC

Subject Today's Searches

Tova and Job,

019701

Please find below today's results. I modified the searches in Lexis so that the files now include the case summaries as well as headnotes. I'll keep plugging away tomorrow. Please be in touch if you have any questions.

Thank you,

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov



12_20.ZIP

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims/EAC/GOV

11/30/2005 04:50 PM

To Tova Andrea Wang, Job Serebrov

cc

Subject Tamar and Devon Contact Information

Tova and Job:

This is to confirm the email addresses and best phone numbers to reach Tamar Nedzar and Devon Romig. I would appreciate it if you would cc: me on any emails to them. That way you can keep me in the loop without my serving as a road block or go-between. Thanks! --- Peggy

Tamar Nedzar
Law Clerk
Phone (cell): 703-861-2055
Email: TNedzar@eac.gov

Devon Romig
Intern
Phone: 202-566-1707
Email: DRomig@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

12/22/2005 04:45 PM

To psims@eac.gov

cc

Subject Interview List

Peggy:

019708

Here is the interview list. Please make any recommendation that you feel is needed.



Job TovaJobInterview List.doc

— Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM —



"Tova Wang"

10/31/2005 02:51 PM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Teleconference Needed

I am available. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Monday, October 31, 2005 2:45 PM

To: serebrov@sbcglobal.net; wang@tcf.org

Subject: Teleconference Needed

Would both of you be available for a teleconference tomorrow at 2 PM EST concerning contract issues? The teleconference would include Julie Thompson, our General Counsel, and me. We would call you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM —

Margaret Sims /EAC/GOV

10/31/2005 03:10 PM

To Tova Andrea Wang, Serebrov

cc

Subject RE: Teleconference Needed 

We are confirmed for a teleconference tomorrow at 2 PM EST. We will call you at the following phone numbers, unless you tell me otherwise:

Tova [REDACTED]
Job [REDACTED]

Thanks!

-- Peggy

019709

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

12/20/2005 08:15 PM

To

cc psims@eac.gov

Subject Re: Today's Searches

Tamar:

This looks real good. Thanks for the excellent effort.
I know this has not been the easiest assignment.

Job

--- tnedzar@eac.gov wrote:

> Tova and Job,
>
> Please find below today's results. I modified the
> searches in Lexis so
> that the files now include the case summaries as
> well as headnotes. I'll
> keep plugging away tomorrow. Please be in touch if
> you have any questions.
>
>
> Thank you,
>
> Tamar Nedzar
> Law Clerk
> U.S. Election Assistance Commission
> 1225 New York Avenue, NW Suite 1100
> Washington, DC 20005
> (202) 566-2377
> <http://www.eac.gov>
> TNedzar@eac.gov
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

11/21/2005 12:07 PM

To psims@eac.gov

cc

Subject Word Search Terms

Peggy:

I sent the words search terms to Tova yesterday to

019710

review. Unfortunately, she will not be able to do so until late today or tomorrow. Consequently, I need to wait to send them to you.

As far as a trip to DC goes, I gave Tova two possible dates---Friday December 16 or Monday December 19.

Regards,

Job

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM ---



12/27/2005 09:19 AM

To psims@eac.gov

cc "Job Serebrov" [REDACTED]

Subject conf call

Since it seems unlikely that we are going to be able to talk this morning, I am available any time tomorrow.
Tova

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM ---



"Craig.Donsanto@usdoj.gov"

<Craig.Donsanto@usdoj.gov>
v>

11/16/2005 07:28 PM

To "Noel.Hillman@usdoj.gov" <Noel.Hillman@usdoj.gov>,
"psims@eac.gov" <psims@eac.gov>

cc

Subject Re: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Peg --

Please have your Chair send ME a letter spelling out what your Commission's mandate, how I can help it, and asking me to do so. I will take it from there.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>

To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>

Sent: Wed Nov 16 17:34:08 2005

Subject: Requesting Your Help-Preliminary Research on Voting Fraud and Voter Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects

019711

with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are:

- * nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and

- * identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority. Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

- * develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;

- * perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;

- * establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;

- * provide the description of what constitutes voting fraud and voter intimidation and the results of the background research to the working group;

- * convene the working group to discuss potential avenues for future EAC research on this topic;

- * produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;

- * draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

019712

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims/EAC/GOV

11/22/2005 04:50 PM

To "Craig.Donsanto@usdoj.gov"

<Craig.Donsanto@usdoj.gov>@GSAEXTERNAL

cc

Subject Re: Requesting Your Help-Preliminary Research on Voting
Fraud and Voter Intimidation 

Craig:

This is just to let you know that I have drafted a letter for the Chair's signature, but she may want to make some changes before she signs. Once it is signed, I'll fax a copy to you and send the original by mail. For planning purposes, can you tell me when you don't expect to be available during the next 3 months (Dec-Feb)?

Peggy Sims

Phone: 202-566-3120 (direct)

email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

11/15/2005 10:37 AM

To psims@eac.gov

cc

Subject Question

Peggy:

We need to have a conference call this week if possible. I will have the one liner bios to you today. Also, when do you think the Commission will make its choices?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

019713

Margaret Sims /EAC/GOV

10/03/2005 12:49 PM

To "Job Serebrov"

[REDACTED], Tova Andrea
Wang

cc

Subject Re: Meetings

I am available for a 3-way teleconference after Noon on Wednesday this week. My schedule on Thursday and Friday is flexible, as well. When would be best for you two? I can call the telephone numbers you prefer and set up the conference call from my desk.

Both the 24th or the 28th are fine with me for the face-to-face meeting. Which do you prefer? If you have no preference, I suggest we pick the earlier of the two.

Regarding your contracts, I understand that the contract will carry the date of 9/25/05. All contracts have to be signed by the Chair, who has been out of the office on Commission business. I have been told that she will sign off on your contracts, among others, today. Our financial officer will send it to you after that. I'll try to obtain copies and fax the appropriate one to you as soon as they have been signed.

Regarding your pay, the contract will state that you should submit a monthly invoice to EAC for payment of your fee for that month. The contract is for 6 months, so our Finance Officer, Diana Scott, wants you to submit an invoice to her each month for 1/6th of the total payment, beginning 10/25/05.

I look forward to talking again with the two of you.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Job Serebrov" [REDACTED]



"Job Serebrov"

10/03/2005 10:08 AM

To psims@eac.gov

cc

Subject Mettings

Peggy:

Just spoke with Tova. We would like to have a three way telephone conference with you this week if possible. The best dates for our face to face are Oct 24th or 28th. Please let me know what works for you.

Talk with you when you get answers to my questions.

019714

Regards,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebroy"

11/09/2005 04:27 PM

To [REDACTED] sims@eac.gov

cc

Subject Revised Work Plan

Peggy:

Here is the revised work plan that Tova and I worked on today. Any word from the Chair on signing?



Job Revised Work Plan.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Tamar Nedzar/EAC/GOV

12/19/2005 04:55 PM

To [REDACTED]
cc Margaret Sims/EAC/GOV@EAC

Subject First set of search results

Tova and Job,

Now that my exams are over for the semester, I am able to spend more time on your project. I plan to send you an email with my results from the day. Please find the first batch below.

Thanks,

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov

019715

Tamar Nedzar/EAC/GOV
12/21/2005 09:44 AM

To v [REDACTED]
cc Margaret Sims/EAC/GOV@EAC
Subject Re: Today's Searches [REDACTED]

Tova,

Please find below yesterday's search results. I'll send another email at the end of the day today.

If you do not receive the results again, please call me at the office. GSA will only allow us to send such large files after business hours, so it may be that your computer times out receipt after a certain amount of time.



12_20.ZIP

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>

019716

TNedzar@eac.gov



12/20/2005 08:52 PM

To "Job Serebrov" <[REDACTED]>
tnedzar@eac.gov
cc psims@eac.gov

Subject Re: Today's Searches

Somehow I did not get the original email with the search results. Would someone please send them to me? Thanks. Tova

----- Original Message -----

From: "Job Serebrov" <[REDACTED]>
To: <tnedzar@eac.gov>; [REDACTED]
Cc: <psims@eac.gov>
Sent: Tuesday, December 20, 2005 8:15 PM
Subject: Re: Today's Searches

> Tamar:

>

> This looks real good. Thanks for the excellent effort.
> I know this has not been the easiest assignment.

>

> Job

>

> --- tnedzar@eac.gov wrote:

>

>> Tova and Job,

>>

>> Please find below today's results. I modified the
>> searches in Lexis so

>> that the files now include the case summaries as

>> well as headnotes. I'll

>> keep plugging away tomorrow. Please be in touch if
>> you have any questions.

>>

>>

>> Thank you,

>>

>> Tamar Nedzar

>> Law Clerk

>> U.S. Election Assistance Commission

>> 1225 New York Avenue, NW Suite 1100

>> Washington, DC 20005

>> (202) 566-2377

>> <http://www.eac.gov>

>> TNedzar@eac.gov

>>

>>

>>

>

>

019717

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Job Serebrov"

12/19/2005 03:31 PM

To psims@eac.gov

cc

Subject List

Peggy:

Here is a list of what we are waiting for from you:

approval of the final definition of voter fraud

final working group list

Also, we are waiting on the law clerk's search results. We know this will take till next month.

Finally, we are waiting on money. Any word on what is going on since we spoke this morning?

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



10/19/2005 03:34 PM

To "Job Serebrov"

cc psims@eac.gov

Subject Re: Travel to DC and Proposed Working Group Members

OK, but Peg, I think the timeline we originally proposed may have to be moved forward if we are not in a position to do the work we need to do yet. Will that be possible? Thanks.

----- Original Message -----

From: "Job Serebrov"

To:

Cc: <psims@eac.gov>

Sent: Wednesday, October 19, 2005 2:16 PM

Subject: Re: Travel to DC and Proposed Working Group Members

> Tova:

>

> I don't have travel booked yet and want to wait until
> everything is in order.

>

019718



10/19/2005 03:34 PM

To "Job Serebrov" [REDACTED]

cc psims@eac.gov

Subject Re: Travel to DC and Proposed Working Group Members

OK, but Peg, I think the timeline we originally proposed may have to be moved forward if we are not in a position to do the work we need to do yet. Will that be possible? Thanks.

----- Original Message -----

From: "Job Serebrov" [REDACTED]

To: [REDACTED]

Cc: psims@eac.gov

Sent: Wednesday, October 19, 2005 2:16 PM

Subject: Re: Travel to DC and Proposed Working Group Members

> Tova:

>

> I don't have travel booked yet and want to wait until
> everything is in order.

>

> Job

>

> --- wang@tcf.org wrote:

>

019719

>> Would it be possible for Job and I just to use the
>> EAC office as a meeting place since we already have
>> the travel booked? He and I should meet. Thanks.

>> Tova

>> ----- Original Message -----

>> From: psims@eac.gov

>> To: [REDACTED]

>> Sent: Wednesday, October 19, 2005 11:11 AM

>> Subject: Travel to DC and Proposed Working Group
>> Members

>>

>>

>>

>> Dear Tova and Job:

>>

>> I have been advised by our Counsel that, since the
>> contracts have not yet been signed, we will have to
>> postpone our October 28th meeting. Tova, for future
>> reference, the per diem rates for DC (the Greater
>> Washington, DC area) can be accessed through that
>> web site I provided by clicking on the District of
>> Columbia link on the map.

>>

>> I also have to ask you to hold any further efforts
>> on the Working Group until further notice. We are
>> going to have to limit the number in the group to no
>> more than six. EAC has to pay for the travel for
>> these folks out of FY 2006 dollars. The agency
>> currently is operating under a continuing
>> resolution, and may not have its FY 2006 budget
>> until December 2005, or later. When you submit the
>> names of possible Working Group members, I will need
>> a summary of their work in studying or enforcing
>> laws against voting fraud and voter intimidation.
>> (It is not sufficient to have expressed an interest
>> in these matters, we need experienced folks.) The
>> working group can include nonpartisan members, so
>> long as any partisan-leaning members are balanced
>> (i.e.; 1 R for 1 D).

>>

>> I am sorry for any inconvenience that this may
>> cause. I wish I had the power to change the
>> situation, but I don't.

>>

>> Peggy Sims

>> Research Specialist

>> U.S. Election Assistance Commission

>> 1225 New York Ave, NW - Ste 1100

>> Washington, DC 20005

>> Phone: 866-747-1471 (toll free) or 202-566-3120

>> (direct)

>> Fax: 202-566-3127

>> email: psims@eac.gov

>


>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

019720

Margaret Sims /EAC/GOV

10/03/2005 04:41 PM

To "Tova Wang" [REDACTED], Job
Serebrov
cc
Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule


I will initiate the calls to you two on Wednesday. The number I have for Tova is [REDACTED]. For Job, I have [REDACTED]. Let me know if I should use a different number for you on Wednesday.

Thanks, Tova, for the copy of the draft workplan you provided to Karen. I'll take a look at it and, hopefully, provide some feedback on Wednesday. I have not yet caught up to all the paperwork and emails that preceded my assignment to this project. Karen just handed me a folder full of documents that should help.

I think you may have received an email from Nicole Mortellito regarding an October 14 meeting. If you two cannot come in person but can attend via phone, just let me know. Nicole's message has information regarding hotel rates that conflicts with what I've just sent you. I've asked her to double check her information because I have another contractor that has had no problem obtaining government rate at hotels.

Yes, you will be paid on a monthly basis. You can file your first invoice on October 25, according to Diana Scott.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tova Wang" [REDACTED]



"Tova Wang"

10/03/2005 03:54 PM

To psims@eac.gov, [REDACTED]
cc ggilmour@eac.gov
Subject RE: Voting Fraud Teleconference-Meeting-Work Schedule

Peg, This all sounds good. Will you be calling us on Wednesday?

I should not need a hotel for the 28th. Just let me know what time. Are there expense forms we should have for reimbursement?

On the work product, we did send Karen a very preliminary draft of a work plan. I attach it again here and we can talk about it more on Wednesday.

My only money question is, are we being paid on a monthly basis? And if so, when does that begin? I

019721

assume this all is in the contracts we'll be getting...

Thanks.

Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Monday, October 03, 2005 2:48 PM

To: [REDACTED]

Cc: ggilmour@eac.gov

Subject: Voting Fraud Teleconference-Meeting-Work Schedule

Tova and Job:

Teleconference -

Let's schedule the teleconference for 4:00 PM on Wednesday, October 5. Gavin Gilmour will join us.

Meeting -

October 28 is fine for the face-to-face meeting in DC. We have allocated \$5,000 to each of you to cover reasonable and necessary travel and other incidental expenses. Expenses claimed for reimbursement need to be itemized, with appropriate receipts provided. You should be able to obtain the Federal government rate at an area hotel (if you plan to stay overnight). If the hotel needs a letter from EAC (in lieu of showing them your signed contract), just let me know. Airlines apparently no longer honor government rates for government contractors. Rail carriers may provide government rates for government contractors. If you drive, the current government rate for a personally owned vehicle (POV) is 48.5 cents per mile.

Deliverables -

The first item on the list of deliverables is the draft project workplan, which is due ASAP after award. Would it be possible for the two of you to deliver a draft workplan to me via email by 10/11? That would be after we have had our teleconference to work out lingering questions.

Questions for Finance -

If you have questions for our Finance Officer, you can reach her via email at dscott@eac.gov. I would appreciate it if you would cc: me on such emails, so that I know to follow up with her.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127



email: psims@eac.gov tw plan 0907.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims/EAC/GOV

019722

11/04/2005 11:41 AM

To "Tova Wang" [REDACTED]
cc
Subject RE: Tuesday

Tova:
Look forward to seeing you between 2 and 3 PM next Tuesday. If you need to make it later, that's OK. ---
Peggy

"Tova Wang" [REDACTED]



"Tova Wang"
[REDACTED]
11/03/2005 05:28 PM

To psims@eac.gov
cc
Subject RE: Tuesday

That's great. I'll probably come by between 2 and 3 if that's ok. I look forward to seeing you, even if only briefly. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Thursday, November 03, 2005 5:23 PM
To: wang@tcf.org
Subject: Re: Tuesday

Tova:

I should be available during the mid to late afternoon, provided we are not besieged with election-related calls. Regardless, I can provide the file with the news clippings for your review.

--- Peggy

"Tova Wang" [REDACTED]

11/03/2005 02:00 PM

To psims@eac.gov
cc
Subject tuesday

019723

— Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM —



"Job Serebrov"

11/21/2005 05:47 PM

To "Tova Wang" [REDACTED] psims@eac.gov
cc

Subject RE: In-Person Meeting

I probably could give two to three days in January.

--- Tova Wang <[REDACTED]> wrote:

> As I mentioned to Job earlier, I think we need to

019724

> meet as soon as possible
> in order to develop and pare down our lists of who
> we want to interview,
> determine how we are going to go about doing the
> interviews (in-person,
> phone, email), schedule such meetings, decide what
> themes we agree to
> discuss with them; go over existing research and how
> we will work on
> summarizing existing findings; hammer out what is
> within the scope of our
> research; meet with the intern and law clerk;
> discuss how we are going to do
> the case law research; etc.. Up to now, we both
> agreed, we have been
> operating in a bit of a void. We've been trying to
> do this meeting for
> months.

>
> Is it that you think we can combine this meeting
> with a meeting with Craig?
> I actually think they need to be separate since I
> think both will be very
> laborious and very different in nature.
>
> However, I will defer to whatever you, Peg, think
> best. I don't fee so
> strongly about it that I will be extremely upset if
> we wait until January.

>
> Thanks.

>
> Tova

> -----Original Message-----

> From: psims@eac.gov [mailto:psims@eac.gov]
> Sent: Monday, November 21, 2005 5:09 PM
> To: [REDACTED]
> Subject: Re: In-Person Meeting

>
>
>
> Job and Tova:

>
> If you both agree, a meeting in early January in
> lieu of a December meeting
> would be fine with me. As it would be good for you
> two to pick Craig
> Donsanto's brain when you are here, I'll find out
> when he is not available
> so that we can avoid that time.

>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov

019725

>
>
>
>
>
> "Job Serebrov" [REDACTED]
>
>
> 11/21/2005 04:02 PM
>
>
> To
> psims@eac.gov
>
> cc
>
> Subject
> Re: Word Search Terms
>
>
>
>
>
> What do you think about moving the meeting to
> January
> after all of the holidays?
>
> --- psims@eac.gov wrote:
>
> > Thanks for the update. I'll let Tamar know. ---
> > Peggy
> >
> >
> >
> > "Job Serebrov" [REDACTED]
> > 11/21/2005 12:07 PM
> >
> > To
> > psims@eac.gov
> > cc
> >
> > Subject
> > Word Search Terms
> >
> >
> >
> >
> > Peggy:
> >
> > I sent the words search terms to Tova yesterday to
> > review. Unfortunately, she will not be able to do
> > so
> > until late today or tomorrow. Consequently, I need
> > to
> > wait to send them to you.
> >
> > As far as a trip to DC goes, I gave Tova two

019726

> > possible
> > dates---Friday December 16 or Monday December 19.
> >
> > Regards,
> >
> > Job
> >
> >
> >
> >
>
>
>
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Tamar Nedzar/EAC/GOV

12/05/2005 09:43 AM

To Margaret Sims/EAC/GOV@EAC

cc

Subject Fw: Search Results Example

Don't know if you saw this or not.

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov

----- Forwarded by Tamar Nedzar/EAC/GOV on 12/05/2005 09:44 AM -----



"Job Serebrov"

12/02/2005 05:18 PM

To tnedzar@eac.gov

cc

Subject Re: Search Results Example

Tamar:

You are not going to be able to place all of these word searches together. We need you to take each term on the list and do a search on it. You can only merge terms when it will not add other terms and therefore affect the outcome. For instance, vote and voter could probable be merged. I know this creates much much more work but it can't be helped. I would like you to pull the first 50 cases for each set of terms and send them

019727

to us with a short case summary (I know Westlaw lets you do a short case summary). From there we will have to read the cases and decide if we need any others in that search term.

Regards,

Job

--- tnedzar@eac.gov wrote:

Tova and Job,

It was good to talk to you today. Hope you are doing well. I've attached my African American search results below. It encompasses all of the terms you suggested having to do with African Americans.

The following is a search I used to truncate words and combine terms, but I still got a large number of results:

Vot! and deny and black or vot! and black and challenge or vot! and black and reject or vot! and black or vot! And deny and African w/s American or vot! And African w/s American and reject or challenge or vot! And African w/s American or election and black and deny or challenge or reject or election and black or election and African w/s American and deny or challenge or reject or election and African w/s American or ballot and security and black or ballot and security and African w/s American or black and vot! And suppress! Or African w/s American and vot! And suppress or African w/s and disenfranchis! or black and disenfranchis!

If this search yields useful cases for you, I can continue searching using the same strategy. If not, please provide me with additional guidelines and I will do my best!

Please feel free to contact me should you have any questions or need additional information.
Thank you,

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM ---

019728

Margaret Sims /EAC/GOV

12/21/2005 03:59 PM

To Job Serebrov, Wang

cc

Subject Teleconference

My schedule is flexible on Thursday and Friday. I'll call you both at 4:30 PM EST tomorrow (Thursday), unless I hear that is not a good time for either of you. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM ---



12/16/2005 05:08 PM

To psims@eac.gov

cc

Subject Re: More Money Roulette or Double or Nothing Still Equals Zero

Thanks Peg. Any success in talking to Gracia about Cathy Cox? Have a good weekend. Tova
----- Original Message -----

From: psims@eac.gov

To:

Cc:

Sent: Friday, December 16, 2005 11:55 AM

Subject: Re: More Money Roulette or Double or Nothing Still Equals Zero

Thanks for letting me know. Julie and I will deal with this. This is just ridiculous! --- Peggy

"Job Serebrov"

12/16/2005 10:16 AM

To jthompson@eac.gov, psims@eac.gov

cc

Subject More Money Roulette or Double or Nothing Still Equals Zero

Dear Julie & Peggy:

I just checked my bank account and no money. That also means that Tova is also penniless. As I understood, there was actually a chance that we were getting all

019729

back pay by today. But alas---double or nothing still equals zero in this case no matter how you spin it.

Please give those wonderful folks who are in charge of releasing your funds a call and find out if they are on the beach in Brazil.

Eternally Broke,

Job

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

12/08/2005 11:07 AM

To psims@eac.gov

cc

Subject FW: Commission Consensus on Working Group

Do you agree with this? Thanks. Tova

-----Original Message-----

From: Job Serebrov [mailto:serebrov@sbcglobal.net]

Sent: Thursday, December 08, 2005 11:05 AM

To: Tova Wang

Subject: RE: Commission Consensus on Working Group

I told Peggy a three way talk was not necessary. I will be picking my legal/advocacy people today after talking with one of my potential members.

--- Tova Wang <wang@tcf.org> wrote:

> I would like for any initial discussion of this be
> among all three of us at
> the same time. I also need to give some thought to
> it. I am available all
> day Monday.

>

> -----Original Message-----

> From: Job Serebrov [mailto:serebrov@sbcglobal.net]

> Sent: Thursday, December 08, 2005 10:55 AM

> To: psims@eac.gov; wang@tcf.org

> Subject: Re: Commission Consensus on Working Group

>

>

> Tova:

>

> Why don't you pick the academic since I had none on
> my

> list. I am letting Peggy pick the DOJ person and I

> suggested that she find a Hispanic for the local

> election official.

>

> Job

019730

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

08/23/2005 05:58 PM

To klynndyson@eac.gov, twilkey@eac.gov

cc psims@eac.gov

Subject RE: Kick off activities for the EAC Voting fraud/voter intimidation project

Karen and Tom,

Thanks so much. I am looking forward to working with you and my co-consultants on what I think is an extremely important topic.

I am pretty much available any day that week except Monday the 12th, so whatever is most convenient for everyone else any other day is fine by me. Please let me know the contract specifics when possible so I can work out an arrangement with The Century Foundation (which will not be a problem). Thanks again.

Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

-----Original Message-----

From: klynndyson@eac.gov [mailto:klynndyson@eac.gov]

Sent: Tuesday, August 23, 2005 4:44 PM

To: twilkey@eac.gov; sda@mit.edu; [REDACTED]

Cc: psims@eac.gov

Subject: Kick off activities for the EAC Voting fraud/voter intimidation project

Greetings-

Tom Wilkey and I have just completed a series of very informative and productive conversations with each of you and are anxious to move to the next step of this process.

We hope to assemble our consultant team on this project, within the next three weeks and are presently awaiting final approval of your contracts from our Commissioners. We anticipate this will take place in the next week to ten days.

We would like to assemble the team- Steve Ansolabehere of MIT, Tova Wang from The New Century Foundation and Job Serebrov, who has worked extensively on these issues for the State

019732

of Arkansas, during the week of September 11. Please get back to us with some tentative dates during that week that might work with your schedule.

We look forward to working with all of you and appreciate your efforts on behalf of the EAC.

Regards-

Karen Lynn-Dyson
Research Manager
U.S. Election Assistance Commission
1225 New York Avenue , NW Suite 1100
Washington, DC 20005
tel:202-566-3123

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----

Margaret Sims /EAC/GOV

11/30/2005 08:41 AM

To Job Serebrov, Tova Andrea Wang

cc

Subject Wednesday Teleconference

Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today --- to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

12/06/2005 03:56 PM

To psims@eac.gov

cc

Subject RE: 2 quick questions

Thanks Peg. I would think we would want to meet with Craig for at least an hour. We could schedule it for an hour if he is OK with it running over if necessary. If we would like statistical data from him should we request that in advance or wait until we see him to discuss what he can provide us with?

Also, does the below mean I will be receiving all three payments at once?

Thanks again. Tova

-----Original Message-----

019733

From: psims@eac.gov [mailto:psims@eac.gov]
Sent: Tuesday, December 06, 2005 3:06 PM
To: [REDACTED]
Subject: Re: 2 quick questions

Hi, Tova;

How much time do you want to schedule for the meeting with Donsanto ? An hour? We've just received his response to our request confirming that he is pleased to be of assistance, which means he has received the OK from his superiors. I also want to include him in any Working Group discussions, although he will not be named as a member of that group. He is a great resource because he is smart and organized, and has years of experience in this area as a career DOJ attorney. I find that he is not shy about identifying challenges and noting improvements that he thinks are needed.

I signed off on all 3 of your invoices. [REDACTED]

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tova Wang" [REDACTED]

12/02/2005 02:22 PM

To psims@eac.gov
cc
Subject 2 quick questions

019734

Hi Peg,

[REDACTED] Also, will you be able to schedule a meeting with Craig Donsanto for us for January 13?

Thanks. Have a good weekend. Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

— Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM —

Margaret Sims/EAC/GOV

12/07/2005 11:18 AM

To "Tova Wang" <[REDACTED]>, Job
Serebrov

cc

Subject Donsanto Interview & Payments [REDACTED]

Tova and Job:

Craig Donsanto would like to meet at his office at 2 PM on Friday, January 13. I can either meet you there, or escort you there after we meet at EAC. (His office is within walking distance of EAC.) Please remember to bring ID, as we have to show it when we sign in.

He would prefer that you send any requests for data through me, so just let me know in more detail what you want. I suggest that we submit requests for any information that you deem appropriate, before the interview, so that you can review it before we go in. We can always request more information after the interview, if something comes up during our discussion.

Regarding questions about pending payments, Job will receive two more payments (perhaps at the same time, perhaps on separate days) and Tova will receive 3 payments (possibly all at the same time).

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

"Tova Wang" <[REDACTED]>

019735



"Tova Wang"

12/06/2005 03:56 PM

To psims@eac.gov

cc

Subject RE: 2 quick questions

Thanks Peg. I would think we would want to meet with Craig for at least an hour. We could schedule it for an hour if he is OK with it running over if necessary. If we would like statistical data from him should we request that in advance or wait until we see him to discuss what he can provide us with?

Also, does the below mean I will be receiving all three payments at once?

Thanks again. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, December 06, 2005 3:06 PM

To: [REDACTED]

Subject: Re: 2 quick questions

Hi, Tova;

How much time do you want to schedule for the meeting with Donsanto ? An hour? We've just received his response to our request confirming that he is pleased to be of assistance, which means he has received the OK from his superiors. I also want to include him in any Working Group discussions, although he will not be named as a member of that group. He is a great resource because he is smart and organized, and has years of experience in this area as a career DOJ attorney. I find that he is not shy about identifying challenges and noting improvements that he thinks are needed.

I signed off on all 3 of your invoices [REDACTED]

[REDACTED]

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

019735

"Tova Wang" [REDACTED]

12/02/2005 02:22 PM

To psims@eac.gov
cc
Subject 2 quick questions

Hi Peg,

[REDACTED] Also, will you be able to schedule a meeting with Craig Donsanto for us for January 13? I will have my travel info for you within the next couple of days. [REDACTED]
[REDACTED]

Thanks. Have a good weekend. Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

— Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM —



"Tova Wang"

[REDACTED]
11/30/2005 09:25 AM

To psims@eac.gov, serebrov@sbcglobal.net
cc
Subject RE: Wednesday Teleconference

Sounds good. Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Wednesday, November 30, 2005 8:41 AM

019737

To: [REDACTED]
Subject: Wednesday Teleconference

Based on your feedback, I would like to schedule a teleconference among the three of us at 3:30 PM EST today — to discuss any remaining issues regarding what we mean by voting fraud and voter intimidation, and what we want in the search terms. Then, I can bring Tamar and Devon in to join us at 3:45. Does that work for you two?

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

— Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM —



"Job Serebrov"

[REDACTED] et>
10/31/2005 02:47 PM

To psims@eac.gov
cc

Subject Re: Teleconference Needed

Whats up now?

--- psims@eac.gov wrote:

> Would both of you be available for a teleconference
> tomorrow at 2 PM EST
> concerning contract issues? The teleconference
> would include Julie
> Thompson, our General Counsel, and me. We would
> call you.
>
> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM ---

Margaret Sims/EAC/GOV
10/17/2005 03:08 PM

To [REDACTED]
cc

Subject Re: talking ☐

019738

Tova:

Let's try talking tomorrow afternoon. Any time after 1 PM would be fine with me. Thanks! --- Peggy

wang@tcf.org



wang@tcf.org

10/17/2005 12:05 PM

To psims@eac.gov

cc

Subject talking

Hi Peg, Sorry to bother you again. I just realized I will not have access to email for the rest of the day. If you happen to have time this afternoon to talk please leave me a message on my cell phone [REDACTED] Otherwise, let me know what a good time would be tomorrow. Thanks again.

Tova

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



"Tova Wang"

10/19/2005 10:56 AM

To psims@eac.gov

cc

Subject

Hi Peg,

Attached is my list of proposed working group members. I have not yet spoken to most of these people -- I wanted to get the go-ahead first. Also, I must admit to you that some of these names were tacked on after seeing the type of people Job would be requesting, as we discussed yesterday. I leave the sorting out of all that to your wisdom! Thanks and let me know if you have any questions or would like to see bios.

Tova

PS -- I will be at an election reform conference in Estes Park, CO Thursday and Friday where there apparently is no cell phone service. I will, however, be checking email.

Tova Andrea Wang

Senior Program Officer and Democracy Fellow

The Century Foundation

41 East 70th Street - New York, NY 10021

phone: 212-452-7704 fax: 212-535-7534

019739

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.



working group suggestions --long list.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:39 PM -----



11/13/2005 11:03 AM

To psims@eac.gov

cc "Tova Wang"

Subject working group

Hi Peg,

As we discussed, attached is a list of my working group recommendations with just a couple of sentences on each one. Frankly, there are a number of people I could have included, it was very difficult to narrow it



down. Anyway, let me know if this works for you. Thanks. Tova wg suggestions -- short version.doc

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM -----



"Craig.Donsanto@usdoj.gov"

<Craig.Donsanto@usdoj.gov>
v>

12/06/2005 05:46 PM

To "psims@eac.gov" <psims@eac.gov>

cc

Subject Re: Voting Fraud-Preliminary Research

Peg --

It's a little early! Anything can happen in the next month. But let's tentatively set this for 2 at my offices. I will get a conference room. But please remind me a week before. And yes: I would prefer it if you were involved in all aspects of my interaction with this project. You and I go back a long way, Peg, and I am confident you will understand whatever I tell your contractors.

Sent from Dr. D's Fabulous BlackBerry Wireless Handheld

-----Original Message-----

From: psims@eac.gov <psims@eac.gov>

To: Donsanto, Craig <Craig.Donsanto@usdoj.gov>

Sent: Tue Dec 06 17:15:18 2005

Subject: RE: Voting Fraud-Preliminary Research

Craig:

What time would you prefer on January 13? Would you prefer that our

019740

consultants forward any information requests through me (both before and after their meeting with you), or may I provide your contact information so that they can make their requests directly? Already, I have received a request for any related statistical data you may have. I have given them a copy of the January 1995 version of your Federal Prosecution of Election Offenses. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM ---



"Tova Wang"

12/21/2005 12:45 PM

To psims@eac.gov

cc

Subject conference call

Hi Peg,

Job and I would like to talk to you about some research issues -- are you available late tomorrow afternoon or Friday morning to talk? Thanks.

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM ---

Margaret Sims/EAC/GOV

11/17/2005 02:33 PM

To Wang, Serebrov

cc

Subject Teleconference

How about 2 PM EST tomorrow (Friday)? I'll call each of you and bring you into the conference. --- Peggy

--- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM ---



"Tova Wang"

10/12/2005 02:25 PM

To psims@eac.gov

cc

Subject RE: Contract Issues-Government Per Diem Rates

019741

Hi Peggy,

Thanks for getting all this information for us. We are also progressing on our work nicely already. One question: what is the per diem for trips to DC? That doesn't seem to be listed, I guess because there is a presumption people are travelling from DC. This is obviously not an urgent question, so whenever you can get around to it. Thanks. Talk to you soon.

Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Tuesday, October 11, 2005 4:33 PM

To: [REDACTED]

Subject: Contract Issues-Government Per Diem Rates

Good Morning Job an Tova:

I still do not have copies of your signed contracts. I understand that they may have to be revised if the project is going to use an EAC intern and EAC Westlaw access. I've scheduled a meeting with one of our attorneys this week to discuss the matter and will get back to you with further information, when I have it.

By now, you should have heard that the October 14 contractor meeting has been cancelled. Instead, EAC has scheduled a couple of staff meetings to review requirements for invoices and requests for reimbursement. I should have more information for you on this front by next Monday.

Today, I am sending by Federal Express the most recent copy of the Department of Justice's *Federal Prosecution of Election Offenses* and the Federal Election Commission's *Innovations in Election Administration 8: Election Document Retention in an Age of High Technology*. Let me know if you do not have it within a couple of days.

New per diem rates for federal travelers are effective October 1, 2005. You can find these rates at http://www.gsa.gov/Portal/gsa/ep/contentView.do?programId=9704&channelId=-15943&oid=16365&contentId=17943&pageTypeId=8203&contentType=GSA_BASIC&programPage=%2Fep%2Fprogram%2FgsaBasic.jsp&P=MTT.

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM -----



"Tova Wang"

[REDACTED]
11/17/2005 02:39 PM

To psims@eac.gov, [REDACTED]

cc

Subject RE: Teleconference

01974

Fine by me. Thanks.Tova

-----Original Message-----

From: psims@eac.gov [mailto:psims@eac.gov]

Sent: Thursday, November 17, 2005 2:33 PM

To: wang@tcf.org; serebrov@sbcglobal.net

Subject: Teleconference

How about 2 PM EST tomorrow (Friday)? I'll call each of you and bring you into the conference.

--- Peggy

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM -----



"Job Serebrov"

11/29/2005 06:04 PM

To psims@eac.gov

cc

Subject RE: Teleconference With Legal Clerk and Intern

Peggy:

I think that you have hit the major problem in voter fraud---the federal/state system. We are essentially operating under state laws that control federal elections. Administrative mistakes can amount to voter fraud because the state system controls voting procedure. I must strongly disagree with you as to whether de facto or quasi fraud needs anything else. In my 15 years of election practice and administration it needed nothing else.

We can discuss the rest of your additions to our difinition at our conference call.

Job

--- psims@eac.gov wrote:

- > The Law Clerk's name is Tamar Nedzar. She is very
- > sharp. Our intern's
- > name is Devon Romig.
- >
- > Tamar has the most recent lists of search terms and
- > may have questions
- > about them. Devon will need to know how you want
- > the press clippings
- > sorted by type of voting fraud. I think we need to
- > give her a specific
- > list. that, I hope, will not overlap. For example,
- > do you want her to
- > sort using the term Absentee Ballot
- > Fraud when that can involve voter
- > intimidation/coercion/undue influence,
- > vote buying, ballot tampering, and ballot box

019743

- > stuffing (by voting in the
- > name of another or under a fictitious name).
- >
- > We need to discuss this because I am concerned that
- > we currently do not
- > have a full written description of what does and
- > does not constitute
- > voting fraud and voter intimidation. The current
- > written definition
- > excludes voter registration shenanigans; yet, voter
- > registration
- > applications submitted with fictitious names or that
- > falsely affirm
- > eligibility to vote are considered election crimes
- > that can have an impact
- > on election results. Specifically, they are used in
- > schemes to vote more
- > than once or to have ineligible persons participate
- > in voting. Also, an
- > increasing number of States are including as an
- > election crime the knowing
- > and willful destruction of voter registration
- > applications by voter
- > registration drives and their failure to transmit
- > such applications to the
- > election office in a timely manner.
- >
- > If we define voting fraud as any illegal act that
- > has a clear and direct
- > distorting impact on the election results, then
- > administrative mistakes
- > that violate federal or State law could be included.
- > For federal
- > elections, administrative mistakes definitely are
- > not considered voting
- > fraud. The examples provided for "de facto" fraud
- > and "quasi" fraud also
- > are not likely to be considered part of voting fraud
- > and voter
- > intimidation without evidence that there also is
- > ballot box stuffing, vote
- > buying, tampering with ballots or vote tallies,
- > voter intimidation, etc.
- > Although a number of things other than voting fraud
- > and voter intimidation
- > can (and do) distort election results, EAC is
- > handling such issues under
- > separate research efforts.
- >
- > For your information, I have attached a speech
- > presented by Craig Donsanto
- > (complete with typos) that addresses the issue of
- > defining voting fraud.
- > Perhaps it will be of interest to you.
- >
- > Peggy Sims
- > Research Specialist
- > U.S. Election Assistance Commission
- > 1225 New York Ave, NW - Ste 1100
- > Washington, DC 20005
- > Phone: 866-747-1471 (toll free) or 202-566-3120

019744

> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM -----

Margaret Sims/EAC/GOV

11/16/2005 05:34 PM

To Craig Donsanto

cc

Subject Requesting Your Help-Preliminary Research on Voting Fraud
and Voter Intimidation

Hi, Craig:

As I mentioned in my telephone call earlier today, I have been assigned to manage the U.S. Election Assistance Commission's (EAC) preliminary research project on voting fraud and voter intimidation. I know these are subjects with which you are intimately familiar and recognize that the project needs the information and insights that you can provide, so I am asking for your help.

As you know, section 241 of the Help America Vote Act of 2002 requires EAC to conduct research on election administration issues. Among the issues listed in the statute are:

- nationwide statistics and methods of identifying, deterring, and investigating voting fraud in elections for Federal office [section 241(b)(6)]; and
- identifying, deterring, and investigating methods of voter intimidation [section 241(b)(7)].

EAC's Board of Advisors recommended that EAC make research on these topics a high priority. Subsequently, the Commission contracted with two consultants (Tova Wang and Job Serebrov) to:

- develop a comprehensive description of what constitutes voting fraud and voter intimidation in the context of Federal elections;
- perform background research (including Federal and State administrative and case law review), identify current activities of key government agencies, civic and advocacy organizations regarding these topics, and deliver a summary of this research and all source documentation;
- establish a project working group, in consultation with EAC, composed of key individuals and representatives of organizations knowledgeable about the topics of voting fraud and voter intimidation;
- provide the description of what constitutes voting fraud and voter intimidation and the results of the background research to the working group;
- convene the working group to discuss potential avenues for future EAC research on this topic;
- produce a report to EAC summarizing the findings of the preliminary research effort and working group deliberations that includes recommendations for future research, if any;
- draft the project scope and Statement of Work for future research on these topics, if EAC decides to pursue one or more recommendations for future research.

At minimum, I hope that you can serve as an information resource for the team of two EAC consultants hired to conduct the research and me. I also would like to explore the feasibility of your participation in meetings of the project working group.

If EAC needs to submit a more formal request for your help, please advise me how to do so. Also, it would help me to know if there are any restrictions on your participation, other than anticipated restrictions on the time you have available.

Let me know if you have any questions about this request or the research project. I look forward to hearing from you and hope you are doing well.

Regards,

Peggy Sims
Research Specialist
U.S. Election Assistance Commission
1225 New York Ave, NW - Ste 1100
Washington, DC 20005
Phone: 866-747-1471 (toll free) or 202-566-3120 (direct)
Fax: 202-566-3127
email: psims@eac.gov

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM -----



"Tova Wang"

11/29/2005 11:37 AM

To psims@eac.gov

cc

Subject intern and law clerk

Do you know yet if we will be able to speak to them today or tomorrow? Thanks. Tova

Tova Andrea Wang
Senior Program Officer and Democracy Fellow
The Century Foundation
41 East 70th Street - New York, NY 10021
phone: 212-452-7704 fax: 212-535-7534

Visit our Web site, www.tcf.org, for the latest news, analysis, opinions, and events.

[Click here](#) to receive our weekly e-mail updates.

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM -----

Tamar Nedzar/EAC/GOV

12/20/2005 11:31 AM

To "Job Serebrov"

<[REDACTED]@GSAEXTERNAL

cc [REDACTED] Margaret Sims/EAC/GOV@EAC

Subject Re: Cases [REDACTED]

Hi Job,

The Westlaw search took more than half an hour-I think because I can only download results into ASCII format. I did find a way to add a case summary to the Lexis output. I have attached the first search below. If this is useful to you, I would rather use Lexis because output into a PDF file is faster. If you'd still prefer me to use Westlaw, I'll have to figure out a way to shorten the search times.

019745



fraud_and_election.pdf

Thanks,

Tamar Nedzar
Law Clerk
U.S. Election Assistance Commission
1225 New York Avenue, NW Suite 1100
Washington, DC 20005
(202) 566-2377
<http://www.eac.gov>
TNedzar@eac.gov
"Job Serebrov" <serebrov@sbcglobal.net>



"Job Serebrov"

12/20/2005 09:53 AM

To tnedzar@eac.gov

cc

Subject Re: Cases

Tamar:

Please use the 10 year range. The case summary is the most important item. In the US Courts version of Westlaw you can restrict by date.

Thanks,

Job

--- tnedzar@eac.gov wrote:

> Job,
>
> I was using Lexis because I don't have
> inter-semester access to Westlaw.
> In addition, Westlaw does not allow me to restrict
> to specific dates.
> However, I called the dean of my school this morning
> and he granted me
> access to Westlaw for the break on a limited basis,
> so I will start fresh
> with the terms.
>
> In the student version of Westlaw, I can choose
> cases in the past 3 or 10
> years, but cannot select a date range. I will use
> the 10 year limitation
> unless you write to tell me otherwise.
>
> I'll send results tonight.
>
> Thanks,

019746

>
> Tamar Nedzar
> Law Clerk
> U.S. Election Assistance Commission
> 1225 New York Avenue, NW Suite 1100
> Washington, DC 20005
> (202) 566-2377
> <http://www.eac.gov>
> TNedzar@eac.gov
>
>
>
> "Job Serebrov" <serebrov@eac.gov>
> 12/19/2005 09:30 PM
>
> To
> TNedzar@eac.gov
> CC
> serebrov@eac.gov
> Subject
> Cases
>
>
>
>
>
>
> Tamar:
>
> I received your first Zip File today and there is
> another major problem. These look like Lexis and not
> Westlaw searches. The way this material is presented
> it is impossible to tell what is going on. I stated
> in
> my last e-mail that I wanted you to use Westlaw
> because you can pull up a short case evaluation for
> each case. These are no good to us without these
> evaluations. The evaluations list the parties, a
> short
> statement of facts and a short summary of the
> court's
> holding. I can only evaluate these cases with such a
> summary. Sorry to send you back to the drawing board
> but better now then after you substantially
> completed
> the assignment. If you can get these kind of
> evaluations with Lexis then go ahead but if not you
> need to use Westlaw.
>
> Regards,
>
> Job
>
>
>

----- Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM -----

019747



"Job Serebrov"

10/03/2005 01:20 PM

To psims@eac.gov

cc

Subject Re: Meetings

Peggy:

I just received an e-mail from Tova. She is also ok with the 28th which is better for me.

I am interested in your answer to her question about work product.

Job

--- psims@eac.gov wrote:

> I am available for a 3-way teleconference after Noon
> on Wednesday this
> week. My schedule on Thursday and Friday is
> flexible, as well. When
> would be best for you two? I can call the telephone
> numbers you prefer
> and set up the conference call from my desk.
>
> Both the 24th or the 28th are fine with me for the
> face-to-face meeting.
> Which do you prefer? If you have no preference, I
> suggest we pick the
> earlier of the two.
>
> Regarding your contracts, I understand that the
> contract will carry the
> date of 9/25/05. All contracts have to be signed by
> the Chair, who has
> been out of the office on Commission business. I
> have been told that she
> will sign off on your contracts, among others,
> today. Our financial
> officer will send it to you after that. I'll try to
> obtain copies and fax
> the appropriate one to you as soon as they have been
> signed.
>
> Regarding your pay, the contract will state that you
> should submit a
> monthly invoice to EAC for payment of your fee for
> that month. The
> contract is for 6 months, so our Finance Officer,
> Diana Scott, wants you
> to submit an invoice to her each month for 1/6th of
> the total payment,
> beginning 10/25/05.
>
> I look forward to talking again with the two of you.
>

D19748

> Peggy Sims
> Research Specialist
> U.S. Election Assistance Commission
> 1225 New York Ave, NW - Ste 1100
> Washington, DC 20005
> Phone: 866-747-1471 (toll free) or 202-566-3120
> (direct)
> Fax: 202-566-3127
> email: psims@eac.gov
>
>
>
>
> "Job Serebrov" <[REDACTED]>
> 10/03/2005 10:08 AM
>
> To
> psims@eac.gov
> cc
>
> Subject
> Mettings
>
>
>
>
>
> Peggy:
>
> Just spoke with Tova. We would like to have a three
> way telephone conference with you this week if
> possible. The best dates for our face to face are
> Oct
> 24th or 28th. Please let me know what works for you.
>
>
> Talk with you when you get answers to my questions.
>
> Regards,
>
> Job
>
>
>

— Forwarded by Margaret Sims/EAC/GOV on 11/29/2006 04:38 PM —

Margaret Sims/EAC/GOV

10/03/2005 03:48 PM

To Tova Andrea Wang, Job Serebrov

cc Gavin S. Gilmour/EAC/GOV@EAC

Subject Voting Fraud Teleconference-Meeting-Work Schedule

Tova and Job:

019749